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November 30, 2005

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FROM:

JOHN P. O'BANION

RE:

10/774,012

CWS5406.01A1 (ELK5406.01A1)

CERTIFICATE OF FACSIMILE TRANSMISSION (37 CFR 1.8)

I hereby certify that the enclosed:

1. TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (UNDER 37 1.97(b) OR 1.97(c)) (2 PAGES)

2. STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING INFORMATION DISCLOSURE STATEMENT (1 PAGE)

3. INFORMATION DISCLOSURE STATEMENT BY APPLICANT (FORM PTO/SB/08A) (1 PAGE)

are being facsimile transmitted to the United States Patent and Trademark Office (Fax No. 571-273-8300) on 30 November 2005.

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TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(b) or 1.97(c))				Docket No. CWS5406.01A1			
In Re Application Of: MARK JENKINS							
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.		
10/774,012	02/06/2004	EL ARINI, ZEINAB	8156	1746	8426		
Title: CONCRET	E WASHOUT CONT	AMER					
					EIVED FAX CENTER		
		Address to: Commissioner for Pater P.O. Box 1450 Alexandria, VA 22313-14		NOV	3`0 2005		
		37 CFR 1.97(b)					
of a nation three mo application	1. The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.						
		37 CFR 1.97(c)					
2. The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:							
⊠ the	☑ the statement specified in 37 CFR 1.97(e);						
	OR .						
the fee set forth in 37 CFR 1.17(p).							

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(b) or 1.97(c))					Docket No. CWS5406.01A1			
In Re Application: MARK JENKINS								
Application No.	Filing Date	Examine	r	Customer No.	Group Art Unit	Confirmation No.		
10/774,012	02/06/2004	EL ARINI, ZE	INAB	8156	1746	8426		
Title: CONCRE	Title: CONCRETE WASHOUT CONTAINER							
The Direct as described as described as described as described as described as described account is being account is being account as described as d	Credit any overpayment. Charge any additional fee required. Payment by credit card. Form PTO-2038 is attached. WARNING: Information on this form may become public. Credit card Information should not be included on this form. Provide credit card Information and authorization on PTO-2038. Certificate of Transmission by Facsimile* Certificate of Mailing by First Class Mail Certificate of Mailing by First Class Mail							
Typed or Printed Name of Person Signing Certificate			Typed or Printed Name of Person Mailing Certificate					
*This certificate may only be used if paying by deposit account. Dated: NOVEMBER 30, 2005 Signature JOHN P. O'BANION, REG. NO. 33,201 M. ROBYN CARRILLO, REG. NO. 47,474 O'BANION & RITCHEY LLP 400 CAPITOL MALL, SUITE 1550 SACRAMENTO, CA 95814 (916) 498-1010								

STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING INFORMATION DISCLOSURE STATEMENT				Docket No. CWS5406,01A1			
In Re Application Of: MARK JENKINS							
Application No. 10/774,012	0156 1746 9426						
Invention: CONCRETE WASHOUT CONTAINER							
		COMMISSIONER FOR PAT	ENTS:				
This is a statemen	t under the provision	s of 37 CFR 1.97(e) in the abov	ve-identified ap	plication.			
Check applicable s	statement herebelow	:					
Statement Under 37 CFR 1.97(e)(1) Each Item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement. Statement Under 37 CFR 1.97(e)(2) No item of information contained in the accompanying information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.							
JOHN F. O'BANION, REG. NO. 33,201 M. ROBYN CARRILLO, REG. NO. 47,474 O'BANION & RITCHEY LLP 400 CAPITOL MALL, SUITE 1550 SACRAMENTO, CA 95814 (916) 498-1010 Certificate of Mailing by First Class Mail I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissione for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" (916) 498-1010 Certificate of Mailing by First Class Mail I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissione for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" (916) 498-1010 Certificate of Mailing by First Class Mail I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissione for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" (916) 498-1010 Certificate of Mailing by First Class Mail I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissione for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" (916) 498-1010							

PTO/SB/08A (08-03)

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Under the Paperwork Reduction Act of 1993, no persons are require	Complete If Known			
Substitute for form 1449/PTO	Application Number	10/774,012		
	Filing Date	February 6, 2004		
INFORMATION DISCLOSURE	First Named Inventor	Mark Jenkins		
STATEMENT BY APPLICANT	Art Unit	1746		
(Use as many sheets as necessary)	Examiner Name	El Arini, Zeinab		
Sheet 1 of 1	Attorney Docket Number	CWS5406.01A1		

U. S. PATENT DOCUMENTS Pages, Columna, Lines, Where Publication Date Name of Patentee or Cile No. Document Number Examiner Applicant of Cited Document Relevant Passages or Relevant MM-DD-YYYY Initiate* Figures Appear Number-Kind Code² (F known) ^{US-} 6,283,909 B1 09-04-2001 Sharp US-ÚS-ÚS-US-US-US-US-ÚS-US-US-US-US-US-US-ŲS-US-

FOREIGN PATENT DOCUMENTS							
	Cite No.	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columna, Lines, Where Relevent Passages Or Relevant Figures Appear		
		Country Code ³ "Number ⁴ "Kind Code ⁹ (if known)	MM-DD-YYYY		Or Relevant Figures Appear		
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	 	Deta	
Examiner		Date	
Signature		Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered, include copy of this form with next communication to applicant, 'Applicant's unique citation dealgosation number (optional). *See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.com/www.uspt

Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentially is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, prepends, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Peterd and Tradement Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Petents, P.O. Box 1450, Alexandria, VA 22313-1450.

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